

AGILENT TECHNOLOGIES, INC.
Legal Department, DL429
Intellectual Property Administration
P. O. Box 7599
Loveland, Colorado 80537-0599

PATENT APPLICATION

ATTORNEY DOCKET NO. 10992125-2

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Andreas N. Dorsel et al.

Serial No.: 10/036,999

Examiner: Betty J. Forman

Filing Date: 12/21/2001

Group Art Unit: 1634

Title: INTERROGATING MULTI-FEATURED ARRAYS

COMMISSIONER FOR PATENTS
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Alexandria, VA 22313-1450

TERMINAL DISCLAIMER
RESPONSIVE TO A DOUBLE PATENTING REJECTION

Sir:

Petitioner, Agilent Technologies Inc., is the owner of 100 percent interest in the instant application. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer of prior Patent No. 6,406,849 to Agilent Technologies Inc., which issued on 06/18/2002 and is commonly owned by Applicant. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

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TERMINAL DISCLAIMER - DOUBLE PATENTING
(continued)ATTORNEY DOCKET NO. 10992125-2

Please charge the required fee set forth in 37 CFR 1.29(d) of \$110.00 to Deposit Account 50-1078. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 50-1078 pursuant to 37 CFR 1.25.

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I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

() Date of Facsimile:

Typed Name: Elizabeth Miller

Signature: Elizabeth Miller

Respectfully submitted,

Andreas N. Dorsel et al.

By Gordon M. Stewart

Gordon M. Stewart

Attorney/Agent for Applicant(s)

Reg. No. 30,528

Date: 10/06/2003

Telephone No.: (650) 485-2386